

ORIGINAL

(20)
3-9
8

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

John Carter, Jimmy McWhirter,Mariano Pellot, David Campbell,Arthur Carmichael.**Name of Plaintiff(s)****v.**Martin Horn, Jeffrey Beard, Raymond
J. Collieran, James T. Wynder, JohnT. Shemo, Thomas Patterson, Paul
delrosso, Gerald Sobota, BernardChipeco, Milton Friedman, Emanuel
Patterson, Noel Booth, PatrickHerbert, [Tamrat Bekele, Lazslo
Kiralay, Glen Jeffes, Jansen Loomis].**Name of Defendant(s)**

1-CV-00-0834

Civil Case No.

WILLIAM W. CALDWELL

Judge**(Number and Judge to be
assigned by court)****FILED**
HARRISBURG, PA

MAR 08 2001

MARY E. D'ANDREA
Per
Deputy Clerk**APPLICATION TO PROCEED IN FORMA PAUPERIS****PLEASE READ CAREFULLY AND FULLY COMPLETE EACH SECTION.**

1. yes I am willing to pursue my claims in this action under the provisions of The Prison Litigation Reform Act, understanding that pursuing my claim requires payment of a partial filing fee and deduction of sums from my prison account when funds are available until the filing fee of \$150.00 has been paid in full.
2. yes I have enclosed an executed Authorization form which authorizes the Institution holding me in custody to transmit to the court a certified copy of my trust account for the past six (6) months as well as payments from the account in the amount specified by 28 U.S.C. §1915(b).
3. Have you, prior to the filing of the complaint in this action and as a prisoner as that term is defined in 28 U.S.C. § 1915(h), brought more actions or appeals in a court of the United States that were dismissed as frivolous, malicious, or for failure to state a claim which relief may be granted? Yes _____ No ✓
 - (a) If the answer is "yes," are you now seeking relief because you are under imminent danger of serious physical injury? Yes _____ No ✓

- (b) Please explain in detail why you are under imminent danger of serious physical injury:

4. (a) Are you presently employed at the Institution? Yes _____ No _____

(b) If yes, what is your monthly compensation? \$ 14.40

5. Do you own any cash or other property; have a bank account; or receive money from any source? Yes _____ No ✓

If the answer is "yes" to any of the above, describe each source and the amount involved.

I certify under penalty of perjury that the foregoing is true and correct.

Executed on 3/3/01
(Date)

Mariano Pellot
(Signature of Plaintiff)

This certification is executed pursuant to Title 28, United States Code, Section 1746.

AUTHORIZATION

(Prisoner's Account Only)

Case No. 1:CV-00-0834

NOTE: Completing this authorization form satisfies your obligation under 28 U.S.C. § 1915(a)(2) to submit a certified copy of your trust fund account.

I, MARIANO PELL'OT, request and authorize the agency holding me in custody to send to the Clerk of Court, United States District Court for MIDDLE District of Pennsylvania a certified copy of the statement for the past six months of my trust fund account (or institutional equivalent) at the institution where I am incarcerated. I further request and authorize the agency holding me in custody to calculate and disburse funds from my trust account (or institutional equivalent) in the amounts specified by 28 U.S.C § 1915(b).

This authorization is furnished in connection with the filing of a civil action, and I understand that the filing fee for the complaint is \$150.00. I also understand that the entire filing fee will be deducted from my account regardless of the outcome of my civil action. This authorization shall apply to any other agency into whose custody I may be transferred.

Date: 2 - 26 - 2001

Mariano Pell'ot
Signature of Prisoner

PA DEPT. OF CORRECTIONS
BUREAU OF COMPUTER SERVICES
REMOTE PRINT TIME 8:40

INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM PURGE FILE

RUN IAS365
DATE 2/27/2001
PAGE 1

BATCH #	DATE MO DY YEAR	INMATE NUMBER	NAME LAST	FIRST	MI	STARTING BALANCE	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
		BE2490	PELLOT	MARINO		54.94		
8187	07-05-2000	32	WAM COMMISSARY					
			FOR 7/06/2000				-17.54	37.40
578	07-07-2000	10	MAINTENANCE PAYROLL					
			FOR: JUNE 2000				15.84	53.24
610	07-11-2000	13	PERSONAL GIFT FROM					
			PELLOT, MARIANO E838676				150.00	203.24
8194	07-12-2000	32	WAM COMMISSARY					
			FOR 7/13/2000				-43.28	159.96
649	07-17-2000	37	POSTAGE					
			U P S				-4.79	155.17
9007	07-17-2000	34	RADIO/TV					
			BASIC/HBO				-36.76	118.41
8201	07-19-2000	32	WAM COMMISSARY					
			FOR 7/20/2000				-44.71	73.70
8208	07-26-2000	32	WAM COMMISSARY					
			FOR 7/27/2000				-24.79	48.91
8215	08-02-2000	32	WAM COMMISSARY					
			FOR 8/03/2000				-37.45	11.46
775	08-04-2000	37	POSTAGE					
			U P S				-3.71	7.75
785	08-04-2000	10	MAINTENANCE PAYROLL					
			FOR: JULY 2000				14.40	22.15
804	08-08-2000	13	PERSONAL GIFT FROM					
			PELLOT, MARIANO E744900				100.00	122.15
8222	08-09-2000	32	WAM COMMISSARY					
			FOR 8/10/2000				-31.43	90.72
8229	08-16-2000	32	WAM COMMISSARY					
			FOR 8/17/2000				-25.70	65.02
9008	08-17-2000	34	RADIO/TV					
			BASIC/HBO				-36.76	28.26
8236	08-23-2000	32	WAM COMMISSARY					
			FOR 8/23/2000				-16.22	12.04
8236	08-23-2000	32	WAM COMMISSARY					
			FOR 8/23/2000				-.15	11.89
942	08-29-2000	13	PERSONAL GIFT FROM					
			PELLOT, MARIANO E746173				100.00	111.89
8243	08-30-2000	32	WAM COMMISSARY					
			FOR 8/31/2000				-23.49	88.40
8250	09-06-2000	32	WAM COMMISSARY					
			FOR 9/07/2000				-16.88	71.52
1017	09-08-2000	10	MAINTENANCE PAYROLL					
			FOR: AUGUST 2000				16.56	88.08
8257	09-13-2000	32	WAM COMMISSARY					
			FOR 9/14/2000				-27.06	61.02

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INMATE ACCOUNTS SYSTEM
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INMATE	NAME		
NUMBER	LAST	FIRST	MI
BE2490	PELLOT	MARINO	

BATCH	DATE		TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
#	MO DY YEAR				
1087	09-18-2000	13	PERSONAL GIFT FROM PELLOT, MARIANO E876582	25.00	86.02
9009	09-18-2000	34	RADIO/TV BASIC/HBO	-36.76	49.26
8272	09-28-2000	32	WAM COMMISSARY FOR 9/29/2000	-6.74	42.52
BALANCE AFTER THESE TRANSACTIONS----->					42.52

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INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
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RUN IAS365
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INMATE NAME
NUMBER LAST
BE2490 PELLOT

FIRST MI
MARINO

STARTING BALANCE
42.52

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
1198	10-03-2000 13	PERSONAL GIFT FROM PELLOT, MARIANO E719966	37.00	79.52
1216	10-04-2000 10	MAINTENANCE PAYROLL FOR: SEPTEMBER 2000	11.52	91.04
8278	10-04-2000 32	WAM COMMISSARY FOR 10/05/2000	-40.07	50.97
8285	10-11-2000 32	WAM COMMISSARY FOR 10/12/2000	-18.55	32.42
8292	10-18-2000 32	WAM COMMISSARY FOR 10/19/2000	-16.53	15.89
1344	10-23-2000 34	RADIO/TV FOR OCTOBER 2000	-15.25	.64
1394	10-31-2000 13	PERSONAL GIFT FROM PELLOT, MARIANO E796580	40.00	40.64
8306	11-01-2000 32	WAM COMMISSARY FOR 11/02/2000	-22.54	18.10
1443	11-06-2000 10	MAINTENANCE PAYROLL FOR: OCTOBER 2000	15.12	33.22
9011	11-06-2000 34	RADIO/TV BASIC ONLY	-24.04	9.18
1450	11-07-2000 86	ADJUST PAYMENT		
		34 WRONG AMOUNT POSTED	24.04	33.22
1458	11-07-2000 34	RADIO/TV FOR: NOVEMBER 2000	-15.25	17.97
8313	11-08-2000 32	WAM COMMISSARY FOR 11/09/2000	-16.82	1.15
1571	11-27-2000 13	PERSONAL GIFT FROM PELLOT, MARIANNE E718448	60.00	61.15
8334	11-29-2000 32	WAM COMMISSARY FOR 11/29/2000	-40.07	21.08
1659	12-07-2000 10	MAINTENANCE PAYROLL FOR: NOVEMBER 2000	12.24	33.32
1659	12-07-2000 10	MAINTENANCE PAYROLL FOR: NOVEMBER 2000	1.44	34.76
8343	12-08-2000 32	WAM COMMISSARY FOR 12/08/2000	-18.54	16.22
9012	12-11-2000 34	RADIO/TV CABLE TV SERVICE	-15.25	.97
1770	12-22-2000 13	PERSONAL GIFT FROM PELLOT, MARIANO E773785	40.00	40.97
8362	12-27-2000 32	WAM COMMISSARY FOR 12/28/2000	-23.97	17.00
BALANCE AFTER THESE TRANSACTIONS----->				17.00

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INMATE ACCOUNTS SYSTEM
PARTIAL ACCOUNT LISTING
FROM ACTIVE FILE

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PAGE 1

INMATE NAME
NUMBER LAST
BE2490 PELLOT

FIRST MI
MARINO

STARTING BALANCE
17.00

BATCH #	DATE MO DY YEAR	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	BALANCE AFTER TRANSACTION
1850	01-05-2001 13	PERSONAL GIFT FROM PELLOT, MARIANO E897944	40.00	57.00
1846	01-05-2001 10	MAINTENANCE PAYROLL FOR: DECEMBER 2000	14.40	71.40
8010	01-10-2001 32	WAM COMMISSARY FOR 1/11/2001	-43.49	27.91
8010	01-10-2001 32	WAM COMMISSARY FOR 1/11/2001	-.72	27.19
1899	01-11-2000 37	POSTAGE	-3.74	23.45
1899	01-11-2000 37	POSTAGE	-3.74	19.71
9101	01-11-2001 34	RADIO/TV CABLE TV SERVICE	-15.25	4.46
1931	01-17-2001 85	ADJUST RECEIPT		
1931	01-17-2001 45	BAT 1850 MO RET'D BY BANK MISCELLANEOUS	-40.00	-35.54
8017	01-17-2001 32	BANK CHARGE - RETURNED CHECK WAM COMMISSARY	-5.00	-40.54
1948	01-17-2001 32	FOR 1/18/2001	-4.27	-44.81
1948	01-19-2001 13	PERSONAL GIFT FROM PELLOT, MARIANO E901584	25.00	-19.81
1975	01-23-2001 13	PERSONAL GIFT FROM PELLOT, MARIANO E901595	20.00	.19
2052	02-05-2001 10	MAINTENANCE PAYROLL FOR: JANUARY 2001	15.12	15.31
2078	02-07-2001 13	PERSONAL GIFT FROM PELLOT, MARIANO E737801	30.00	45.31
8038	02-07-2001 32	WAM COMMISSARY FOR 2/08/2001	-29.42	15.89
9102	02-12-2001 34	RADIO/TV CABLE TV SERVICE	-15.25	.64
BALANCE AFTER THESE TRANSACTIONS----->				.64

Sworn to and subscribed before me
this 27th day of Feb. 2001

Walter Williams, Accountant

2/27/01

Susan Down

NOTARIAL SEAL
SUSAN DOWN, Notary Public
Canzan Twp., Wayne County
My Commission Expires Jan. 24, 2004